

IC 20-1-18.3

Chapter 18.3. The Indiana Commission on Vocational and Technical Education

IC 20-1-18.3-1

"Commission"

Sec. 1. As used in this chapter, "commission" refers to the Indiana commission on vocational and technical education of the department of workforce development established under section 6 of this chapter.

As added by P.L.217-1987, SEC.8. Amended by P.L.21-1995, SEC.18.

IC 20-1-18.3-2

"Council"

Sec. 2. As used in this chapter, "council" refers to the state human resource investment council established under IC 22-4-18.1.

As added by P.L.217-1987, SEC.8. Amended by P.L.38-1993, SEC.8.

IC 20-1-18.3-3

"Employment training"

Sec. 3. As used in this chapter, "employment training" means all programs administered by the following:

- (1) The state human resource investment council.
- (2) The Indiana jobs training program.
- (3) The department of workforce development.
- (4) A private industry council (as defined in 29 U.S.C. 1501 et seq.).

As added by P.L.217-1987, SEC.8. Amended by P.L.38-1993, SEC.9; P.L.21-1995, SEC.19; P.L.2-1997, SEC.58.

IC 20-1-18.3-4

"State educational institution"

Sec. 4. As used in this chapter, "state educational institution" has the meaning set forth in IC 20-12-0.5-1(b).

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-5

"Vocational education"

Sec. 5. As used in this chapter, "vocational education" means any vocational, agricultural, occupational, manpower, employment, or technical training or retraining that:

- (1) enhances an individual's career potential and further education; and
- (2) is accessible to individuals who desire to explore and learn for economic and personal growth leading to employment opportunities.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-6

Establishment of commission; membership

Sec. 6. (a) The Indiana commission on vocational and technical education is established within the department of workforce development.

(b) The commission consists of eleven (11) citizens of Indiana who are appointed by the governor. One (1) of the members must be a representative of the state human resource investment council or a private industry council, one (1) of the members must be an officer or employee of a state educational institution, and one (1) of the members must be an officer or employee of a school corporation. The other eight (8) members:

- (1) may not be an officer or employee of a state educational institution or a school corporation;
- (2) may not be a state employee;
- (3) may not be a member of the council; and
- (4) must be generally knowledgeable in the fields of business, industry, labor, agriculture, commerce, education, or vocational education.

(c) Each Indiana congressional district must be represented by at least one (1) member who resides in that district.

As added by P.L.217-1987, SEC.8. Amended by P.L.38-1993, SEC.10; P.L.21-1995, SEC.20; P.L.170-2002, SEC.111.

IC 20-1-18.3-7**Term; vacancies**

Sec. 7. Appointments to the commission are for four (4) year terms. The governor shall promptly make appointments to fill vacancies for the duration of unexpired terms in the same manner as the original appointments.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-8**Officers; per diem and expenses**

Sec. 8. (a) The commission shall elect from its membership a chairman and vice chairman and other necessary officers.

(b) Each member of the commission is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). Such a member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the department of administration and approved by the state budget agency.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-9 Repealed

(Repealed by P.L.105-1994, SEC.6.)

IC 20-1-18.3-10**Long range state plan**

Sec. 10. (a) The commission shall develop and implement a long

range state plan for a comprehensive vocational education program in Indiana.

(b) This plan shall be kept current. The plan and any revisions made to this plan shall be made available to the governor, the general assembly, the Indiana state board of education and the department of education, the commission for higher education, the state human resource investment council, the Indiana commission on proprietary education, and any other appropriate state or federal agency. A plan or revised plan submitted under this section to the general assembly must be in an electronic format under IC 5-14-6.

(c) The plan must set forth specific goals for public vocational education at all levels and must include the following:

- (1) The preparation of each graduate for both employment and further education.
- (2) Accessibility of vocational education to persons of all ages who desire to explore and learn for economic and personal growth.
- (3) Projected employment opportunities in various vocational and technical fields.
- (4) A study of the supply of and the demand for a labor force skilled in particular vocational and technical areas.
- (5) A study of technological and economic change affecting Indiana.
- (6) An analysis of the private vocational sector in Indiana.
- (7) Recommendations for improvement in the state vocational education program.
- (8) The educational levels expected of programs proposed to meet the projected employment needs.

As added by P.L.217-1987, SEC.8. Amended by P.L.38-1993, SEC.11; P.L.21-1995, SEC.21; P.L.28-2004, SEC.144.

IC 20-1-18.3-11

Duties of commission

Sec. 11. The commission shall also do the following:

- (1) Make recommendations to the general assembly concerning the development, duplication, and accessibility of employment training and vocational education on a regional and statewide basis.
- (2) Consult with any state agency, commission, or organization that supervises or administers programs of vocational education concerning the coordination of vocational education, including the following:
 - (A) The department of commerce.
 - (B) The state human resource investment council.
 - (C) A private industry council (as defined in 29 U.S.C. 1501 et seq.).
 - (D) The department of labor.
 - (E) The Indiana commission on proprietary education.
 - (F) The commission for higher education.
 - (G) The Indiana state board of education.

(3) Review and make recommendations concerning plans submitted by the Indiana state board of education and the commission for higher education. The commission may request the resubmission of plans or parts of plans that do not meet the following criteria:

(A) Consistency with the long range state plan of the commission.

(B) Evidence of compatibility of plans within the system.

(C) Avoidance of duplication of existing services.

(4) Report to the general assembly on the commission's conclusions and recommendations concerning interagency cooperation, coordination, and articulation of vocational education and employment training. A report under this subdivision must in an electronic format under IC 5-14-6.

(5) Study and develop a plan concerning the transition between secondary level vocational education and postsecondary level vocational education.

(6) Enter into agreements with the federal government that may be required as a condition of receiving federal funds under the Vocational Education Act (20 U.S.C. 2301 et seq.). An agreement entered into under this subdivision is subject to the approval of the budget agency.

As added by P.L.217-1987, SEC.8. Amended by P.L.38-1993, SEC.12; P.L.21-1995, SEC.22; P.L.28-2004, SEC.145.

IC 20-1-18.3-12

Powers of commission

Sec. 12. The commission may do the following:

(1) Make recommendations to the governor, the general assembly, and the various agencies, commissions, or organizations that administer vocational education programs concerning all facets of vocational education programming, including recommendations for policies to encourage involvement of minority groups in the vocational education system in Indiana.

(2) Establish a regional planning and coordination system for vocational education and employment training that will, either in whole or in part, serve vocational education and employment training in Indiana.

(3) Appoint advisory committees whenever necessary.

(4) Contract for services necessary to carry out this chapter.

(5) Provide information and advice on vocational education to a business, industry, or labor organization operating a job training program in the private sector.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-12.1

Implementation of programs; systems and policies

Sec. 12.1. The commission shall adopt statewide systems or policies concerning the following as they relate to the

implementation of vocational and technical education programs beginning July 1, 1993:

- (1) Student records.
- (2) Data processing at the secondary level.
- (3) An evaluation system that must be conducted by the commission at least annually and that evaluates the following as each relates to the vocational and technical education programs and courses offered at the secondary level and postsecondary level:
 - (A) Graduation rates.
 - (B) Student placement rates.
 - (C) Retention rates.
 - (D) Enrollment.
 - (E) Student transfer rates to postsecondary educational institutions.
 - (F) When applicable, student performance on state licensing examinations or other external certification examinations.
 - (G) Cost data study.
- (4) A system of financial audits to be conducted at least biennially at the secondary level.

As added by P.L.19-1992, SEC.8. Amended by P.L.21-1995, SEC.23.

IC 20-1-18.3-13

Vocational education evaluation criteria

Sec. 13. The commission shall establish vocational education evaluation criteria and, using the criteria, evaluate the effectiveness of vocational education relative to the goals of the long-range plan developed under section 10 of this chapter.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-14

Federal funds

Sec. 14. (a) Except as provided in subsection (c), the commission shall receive, distribute, and maintain accountability for all federal funds available for vocational education under 20 U.S.C. 2301 et seq.

(b) Except as provided in subsection (c), the commission shall distribute and maintain accountability for all federal funds available for vocational education under 29 U.S.C. 1533.

(c) The commission may not expend or distribute federal funds available under 20 U.S.C. 2301 et seq. or 29 U.S.C. 1533 if those funds have not been allocated by the general assembly.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-15

Legislative budget requests for vocational education; review and recommendations

Sec. 15. (a) The department of workforce development shall review the legislative budget requests for vocational education prepared by the following:

- (1) The department of education.

(2) The state educational institutions.

(b) After its review under subsection (a), the department of workforce development shall make recommendations to the budget committee concerning the appropriation of state funds and the allocation of federal funds for vocational education, including federal funds available under 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533. The department's recommendations concerning appropriations and allocations for vocational education by secondary schools and state educational institutions must specify:

(1) the minimum funding levels required by 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533;

(2) the categories of expenditures and the distribution plan or formula for secondary schools; and

(3) the categories of expenditures for each state educational institution.

(c) After reviewing the department's recommendations and each agency's budget request, the budget committee shall make recommendations to the general assembly for funding to implement vocational education. The general assembly shall biennially appropriate state funds for vocational education and allocate federal funds available under 20 U.S.C. 2301 et seq. and 29 U.S.C. 1533 for vocational education. At least sixty percent (60%) of the federal funds available under 20 U.S.C. 2301 et seq. shall be allocated to secondary level vocational education for the purpose of implementing the long range state plan developed under section 10 of this chapter.

(d) The budget agency, with the advice of the department and the budget committee, may augment or reduce an allocation of federal funds made under subsection (c).

As added by P.L.217-1987, SEC.8. Amended by P.L.21-1995, SEC.24.

IC 20-1-18.3-16

Staff

Sec. 16. The commission may employ any staff necessary to perform the duties imposed by this chapter and fix the compensation and terms of that employment, subject to approval by the budget agency.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-17

Rules

Sec. 17. The commission shall adopt rules under IC 4-22-2 to carry out the duties imposed by this chapter.

As added by P.L.217-1987, SEC.8.

IC 20-1-18.3-18

Limitation on powers

Sec. 18. The commission has no power relating to the management, operation, or financing of any state institution or

agency except those specifically set forth in this chapter.
As added by P.L.217-1987, SEC.8.